

A SUBSTITUTE ORDINANCE

BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO PURCHASE PROPERTY FROM THE TRUST FOR PUBLIC LAND LOCATED ADJACENT TO EXISTING SOUTHSIDE PARK IN THE CITY OF ATLANTA ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION, AND CULTURAL AFFAIRS, WHEREAS THE TOTAL COST OF ACQUISITION TO THE CITY IS \$374,031, FOR THE PURPOSES SET FORTH IN THE CITY OF ATLANTA COMMUNITY GREENSPACE PROGRAM; AUTHORIZING THE PAYMENT OF ASSOCIATED COSTS; AND FOR OTHER PURPOSES.

WHEREAS, Resolution 02-R-1469, adopted by Council on October 7, 2002, and approved by the Mayor on October 15, 2002, expressed the intent of the City of Atlanta to purchase from the Trust for Public Land a parcel of land adjacent to existing Southside Park ("the Property"); and

WHEREAS, Resolution 02-R-1469 listed certain costs and funding sources; and

WHEREAS, Ordinance 03-O-0392 proposes the allocation of additional FY2001 Georgia Greenspace (Fulton) grant funds to cover the cost of this project; and

WHEREAS, Ordinance 01-0-1697, adopted by the Council on November 19, 2001, and approved by the Mayor on November 27, 2001, allocated Georgia Greenspace (Fulton) grant funds to cover the cost of land acquisition for the Southtowne Trail and Greenway Corridor; and

WHEREAS, the Property is located within the confines of the Southtowne Trail and Greenway Corridor; and

WHEREAS, the Trust for Public Land has agreed to help the City of Atlanta in the acquisition and preservation of the Property by working with (1) the City Department of Planning, Development, and Neighborhood Conservation and the Department of Parks, Recreation, and Cultural Affairs, (2) the present owner of the Property, (3) the South River Gardens Neighborhood Association, and (4) the Arthur M. Blank Family Foundation to secure a grant to fund a portion of the purchase price for the Property; and

WHEREAS, the total cost to the Trust for Public Land to negotiate and purchase the property from the current owner is anticipated to be \$465,400.00; and

WHEREAS, the Trust for Public Land has successfully secured grant funds in a total amount anticipated to be \$130,719.00 from the Arthur M. Blank Family Foundation to fund a portion of the cost to acquire the Property, and will convey the property to the City at full cost less the amount of said grant; and

WHEREAS, the total cost to the City of Atlanta will be \$374,031.00, as referenced in Exhibit A.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the Mayor or her designee is hereby authorized to purchase from the Trust for Public Land approximately 40 acres of real property adjacent to Southside Park as shown in Exhibit B.

SECTION 2: That the Mayor or her designee is hereby authorized to obtain surveys, title reports, and appraisals and to establish estimate of just compensation based thereon to be offered the Trust for Public Land.

SECTION 3: That the following fund, account, and center combinations are to be used for the cost of the property.

1B02-771001-Y63D1001KTA0	Southtowne Trail & Greenway Corridor	\$311,807.06
1C45-774001-Y63F060792BG	2001 Quality of Life FD, Southside Park Greenspace	33,592.94
	TOTAL	\$345,300.00

SECTION 4: That fund, account, and center number 1C45-774001-Y63F060792BG, 2001 Quality of Life FD, Southside Park Greenspace, is to be used for payment of service costs to the Trust for Public Land in an amount not to exceed \$13,300.

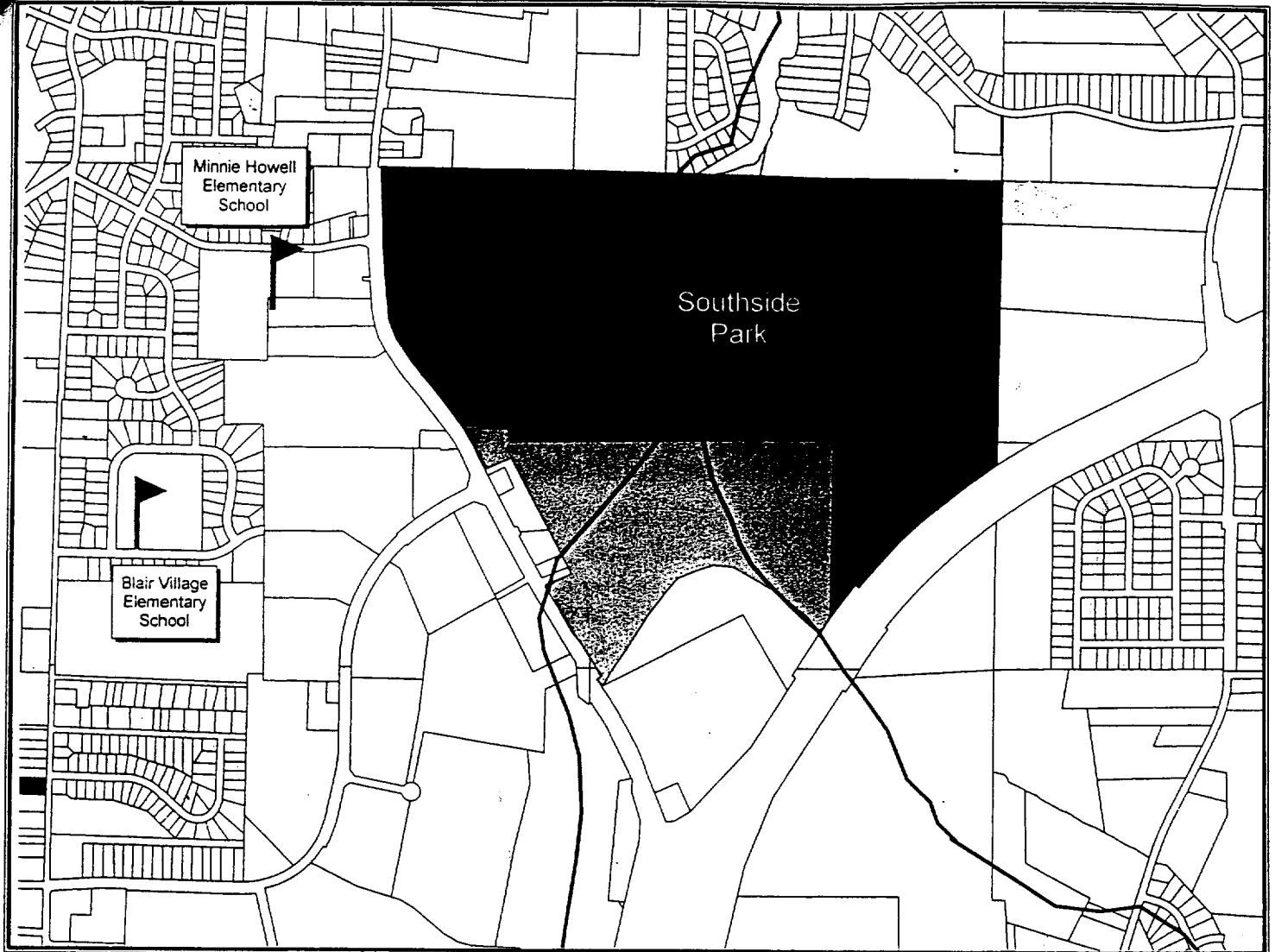
SECTION 5: That the requirements of City Code Section 2-1541 (d) of the Procurement and Real Estate Code are waived to allow the purchase of property on behalf of the City without further authorization of City Council.

SECTION 6: That the deed for each tract is to be recorded containing appropriate covenants, restrictions or easements as necessary in order to satisfy the requirements of the Georgia Greenspace Program, which shall provide that the Property shall be permanently preserved as greenspace with passive recreation for the benefit of the public.

SECTION 7: That consultant services for acquisition of the properties from the Trust for Public Land shall be charged to and paid from fund account center 1C45-774001-Y63F060792BG, 2001 Quality of Life FD, Southside Park Greenspace, in an amount not to exceed \$3,620.

SECTION 8: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

Southside Park Expansion



Submitted by
The Trust for
Public Land
in partnership
with The City
of Atlanta and
the South River
Gardens
Neighborhood
Association



Legend




-  Poole Creek
-  Subject Property
-  Existing Greenspace

EXHIBIT A

SOUTHSIDE PARK ACQUISITION COSTS

ITEM	COST	BLANK GRANT	CITY COST	FUND SOURCE
LAND	\$465,400.00	\$120,000	\$345,400.00	Georgia Greenspace, Quality of Life Bond
DUE DILIGENCE	16,730.00	5,019.00	11,711.00	Georgia Greenspace
TPL SERVICE COST	19,000.00	5,700.00	13,300.00	Quality of Life Bond
SUBTOTAL	501,130.00	130,719.00	370,411.00	
CITY'S CONSULTANT COST	N/A	N/A	3,620.00	Quality of Life Bond
TOTAL			\$374,031.00	